IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 18268 of 2004

Between:

Sri. C.A. Raman, S/o. C.A. Shanker, R/o. H.No. 8-3-222/F/7, Madhura Nagar, Hyderabad - 500 038.

..... PETITIONER

AND

1 The District Registrar, The District Co-operative Officer, Hyderabad (Urban) District, Hyderabad.
2 The Prudential Co-operative Bank Ltd., Regd. Office at Rashtrapathi Road, Secunderabad, rep by its Managing Director
3 The Sub-Registrar/Sale Officer, O/o. The District Co-operative Officer, Hyderabad (Urban) District, Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus, or any other appropriate writ, order or direction, declaring the action of the 1st Respondent Authority in ordering public Auction/State dated 29-9-2004 as illegal, arbitrary, without authority of law and further to declare the proceedings of the 1st respondent authority vide E.P. No. 284/2003 in O.P.No. 762/2001 dated 13-6-2003 as not in accordance with law and cannot be enforced against the petitioner.

Counsel for the Petitioner: MR.NARESH BYRAPANENI

Counsel for Respondents 1 & 3: GP FOR COOPERATION

Counsel for Respondent No.2: Mr.S.Ashok Aravind Kumar

The Court at the stage of admission made the following Order:

The only ground raised by the petitioner is that the respondents are not justified in bringing the property in question to sale, while his request for one time settlement is pending with the second respondent-Prudential Co-operative Bank Limited, Rashtrapathi Road, Secunderabad.

Learned standing counsel appearing on behalf of the second respondent-Bank, under instructions, states that the request of the petitioner for one time settlement has already been considered and rejected long back.

No other point is urged before this Court. In the circumstances, I do not find any justifiable reason to grant the relief as prayed for in this writ petition.

The writ petition is accordingly dismissed. No costs.

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07-10-2004

kdl

To

1 The District Registrar, The District Co-operative Officer,
Hyderabad (Urban) District, Hyderabad.
2 Managing Director , the Prudential Co-operative Bank Ltd., Regd. Office at Rashtrapathi Road, Secunderabad.
3 The Sub-Registrar/Sale Officer, O/o. The District Co-operative Officer, Hyderabad (Urban) District, Hyderabad.

4 Two C.Cs. to the Government Pleader for G.P. for Co-operation, High Court Buildings, A.P., Hyderabad, (OUT).

5 Two C.D. Copies.